

AXA

[illegible]

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EXHIBIT A

EXHIBIT A
Screenshots showing Defendants TeePublic page

10/8/23, 8:51 AM Bear T-Shirts by Undeadredneck | TeePublic

FREE US Shipping for Orders \$80+

TEEPUBLIC bear   My Account  Cart  Upload Art

Browse Adult Apparel Kids Apparel Home Goods Cases & Stickers United States - \$ USD

 **Undeadredneck**
Halifax, Nova Scotia, Canada, earth?

   Designs: 216 Following: 1 Followers: 21  + Follow

Plaintiff search bear on Defendants page

Seller information confirming, Defendant is in Canada

About Undeadredneck.
My name's mike, I work a Mon to Friday job, and draw in my spare time. Well anyways thanks for stopping by and have a good day:)

Defendant's own logo here, shows no resemblance of Plaintiff's

 Pablo escobear T-Shirt \$22

 T bear T-Shirt \$22

Hire This Artist

Albums:
Christmas

Adult Apparel
T-Shirts
Tank Tops
Hoodies
Crewneck Sweatshirts
Long Sleeve T-Shirts
Baseball T-Shirts

Kids Apparel
Kids T-Shirts
Kids Hoodie
Kids Long Sleeve T
Baby Bodysuit

Home Goods
Wall Art
Mugs
Pillows
Totes
Tapestries
Pins

Cases & Stickers
Phone Cases
Stickers
Magnets

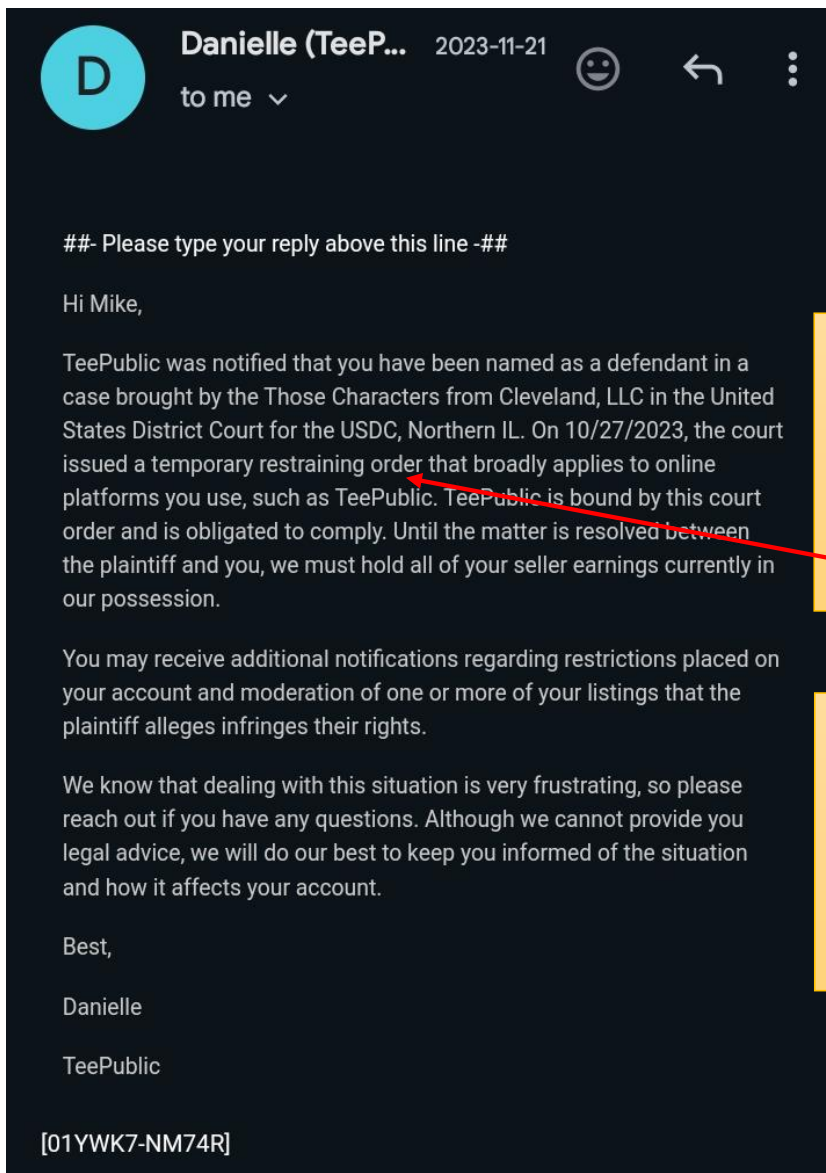
Defendant has written a little about themselves. This indicates a private individual, drawing their designs.

<https://www.teepublic.com/user/undeadredneck?query=bear>

1/2

EXHIBIT B

EXHIBIT B
Screenshots of email received from TeePublic



This email from TeePublic is the first notification.

TeePublic quite clearly state they are withholding ALL earnings that they have. Not just for the alleged item.

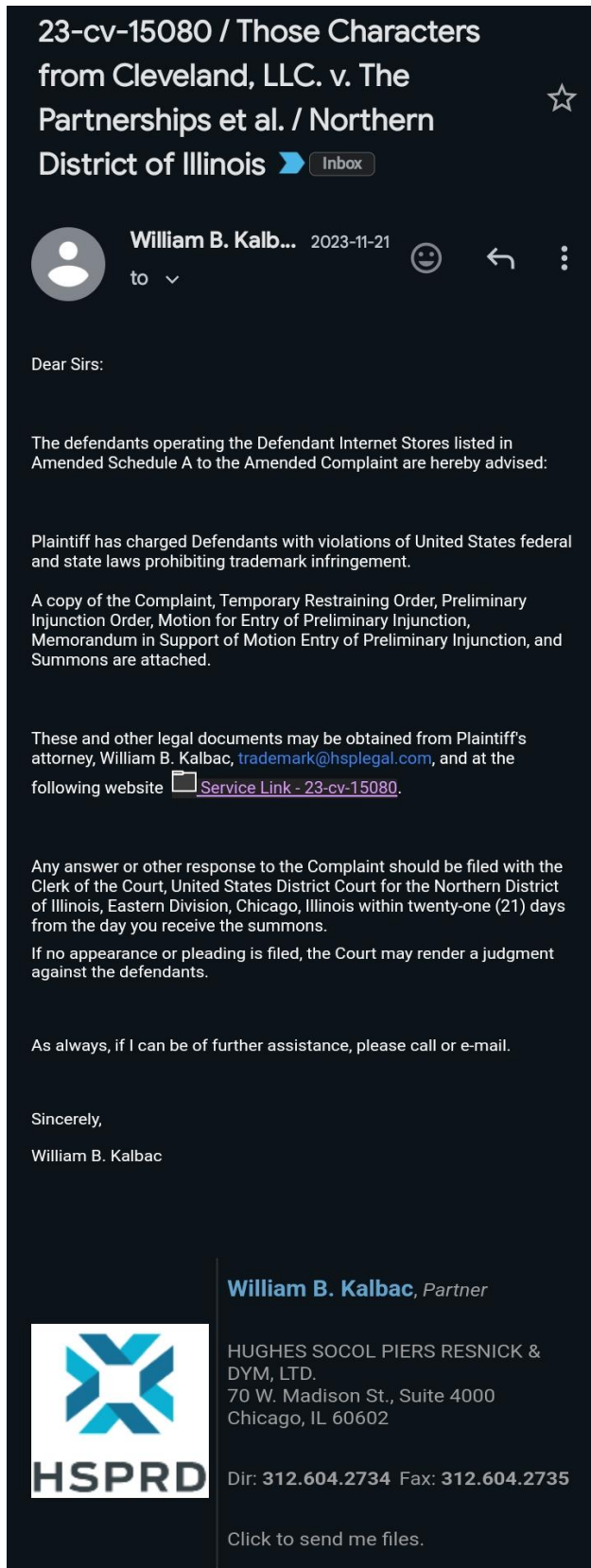
This email does not state anywhere about how Defendant should contact Those Characters from Cleveland LLC, or in fact who they are.

There is no mention of Care Bears anywhere in the email.

EXHIBIT C

EXHIBIT C – Figure 1
Screenshots of Emails Between Plaintiff's Counsel and Defendant

Figure 1 - First Email from Plaintiff's Counsel



This is the initial email from Plaintiff's attorney.

It does not mention anywhere that Defendant is being SUED.

It only mentions Trademark infringement in the email, yet the documents say Copyright infringement also.

It doesn't inform any layman, like Defendant what to do or what it means. It doesn't inform any layman, like Defendant that legal advice should be sought, nor does it inform Defendant what a default judgment

The documents were attached as PDF's as stated. Along with a link to a document sharing space. (Service Link)

EXHIBIT C – Figure 2
Screenshots of Emails Between Plaintiff's Counsel and Defendant

Figure 2 - Defendant's First and Second Replies to Plaintiff's Counsel

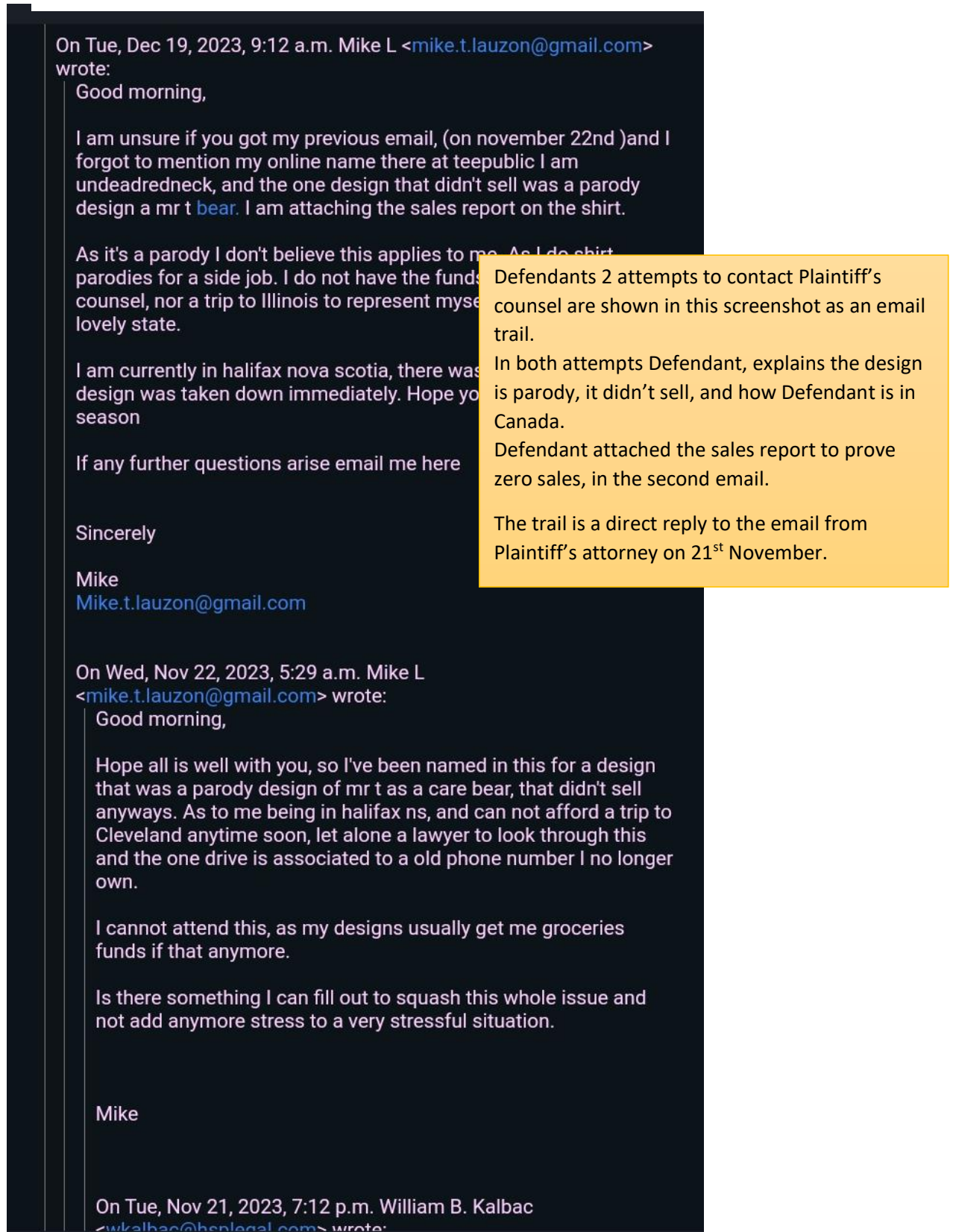
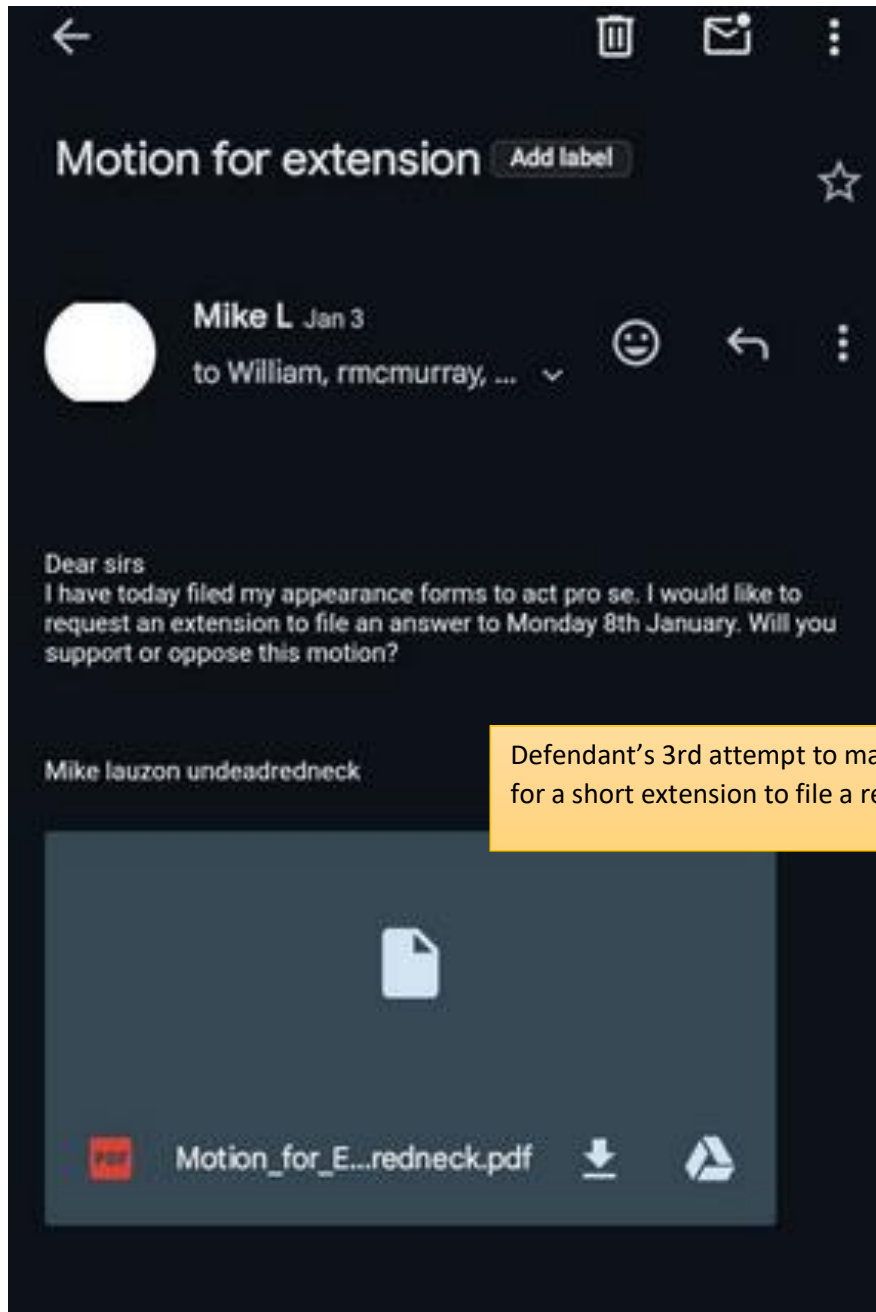


EXHIBIT C – Figure 3
Screenshots of Emails Between Plaintiff's Counsel and Defendant

Figure 3 - Defendant's 3rd email to Plaintiff's Counsel




Defendant's 3rd attempt to make contact, this time asking for a short extension to file a response.

EXHIBIT C – Figure 4
Screenshots of Emails Between Plaintiff's Counsel and Defendant

Figure 4 – Defendants 4th email to Plaintiff's Counsel

Confr on motion to dismiss Inbox ☆

 **Mike L** Jan 9
to William, trademark ✓

Dear Slrs,

As per the email trail above, I am writing to you further as there are no sales in the state of Illinois let alone any sales at all. I will submitting a motion to the court to dismiss for lack of personal jurisdiction along with an affidavit showing zero sales in illinois and anywhere else.

Your clients restraint on my account in its entirety may not seem significant to you, but to me that supplements my income. The money on hold and complete restriction of my designs is not necessary as they has no link to your client. I have not sold any of the alleged infringing items as accused. Restricting my entire business is overreaching. I am a sole trader in Canada, not a defendant by any of the descriptions in the complaint.

Would your client oppose me submitting a motion to dismiss? I shall be submitting this in due course, by the end of this week. Or would your client dismiss me now with prejudice, to avoid any unnecessary work on both out parts?

Sincerely

Mike lauzon
(Undeadredneck defendant 243)

On Tue, Dec 19, 2023, 9:17 a.m. Mike L <mike.t.lauzon@gmail.com> wrote:

On Tue, Dec 19, 2023, 9:12 a.m. Mike L <mike.t.lauzon@gmail.com> wrote:
Good morning,

I am unsure if you got my previous email, (on november 22nd)and I forgot to mention my online name there at teepublic I am undeadredneck, and the one design that didn't sell was a parody design a mr t [bear](#). I am attaching the sales report on the shirt.

As it's a parody I don't believe this applies to me. As I do shirt parodies for a side job. I do not have the funds to pay for legal counsel, nor a trip to Illinois to represent myself although it is a lovely state.

I am currently in halifax nova scotia, there was a dmca and the design was taken down immediately. Hope you have a great holiday season

Defendant's 4th attempt to make contact. IMPORTANTLY, this time Defendant changed the email subject in hope that it would get the attention of Plaintiff's counsel.

The email referenced the email trail, so Plaintiff's counsel could clearly see Defendant's previous attempts within the same conversation.

Defendant reasserts lack of sales and the intention to file a motion to dismiss, along with being a sole trader in Canada

EXHIBIT C – Figure 5
Screenshots of Emails Between Plaintiff’s Counsel and Defendant

Figure 5 – Second Email from Plaintiff’s Counsel

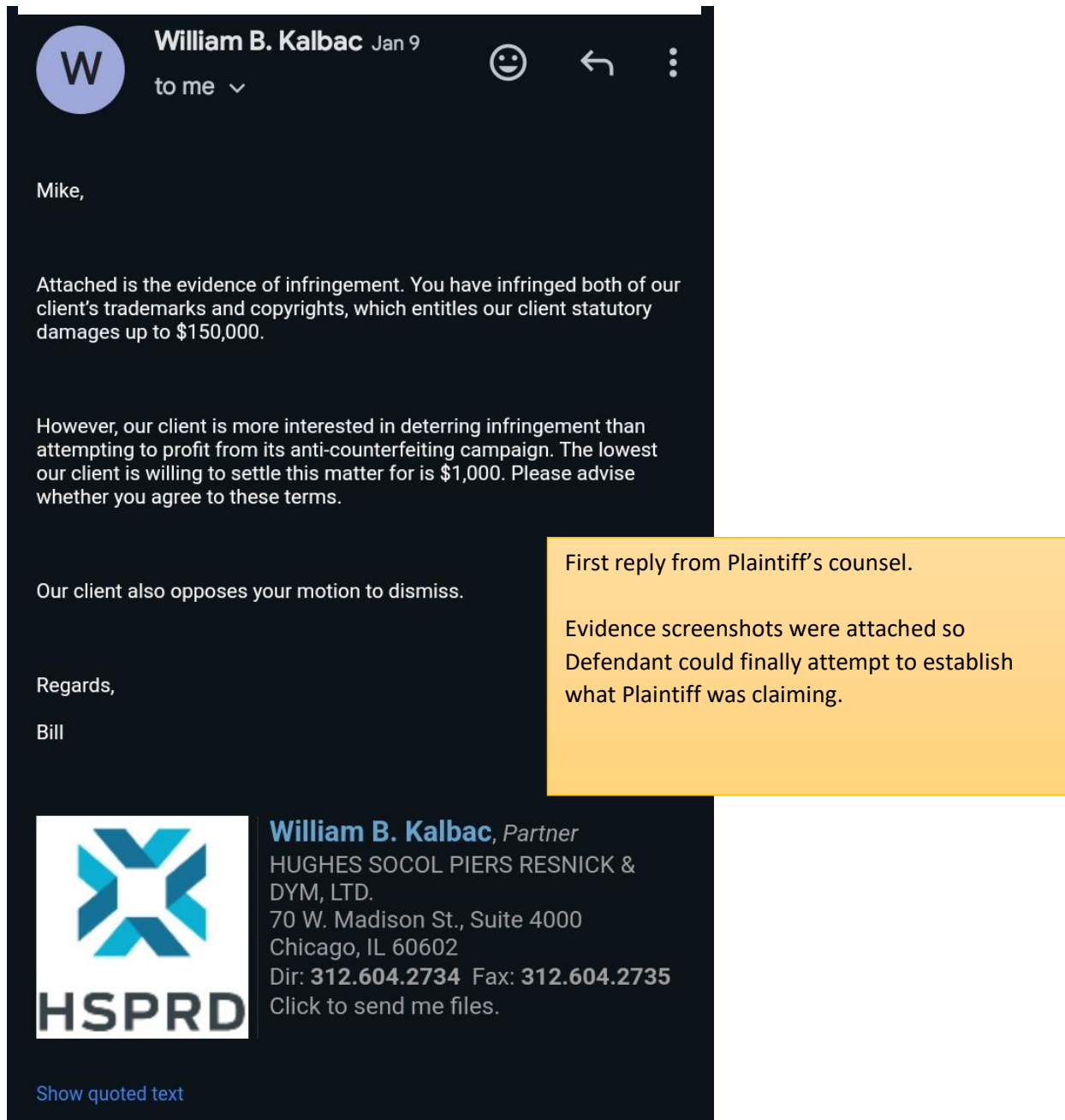


EXHIBIT C – Figure 6
Screenshots of Emails Between Plaintiff's Counsel and Defendant

Figure 6 - Defendant's 5th email to Plaintiff's Counsel

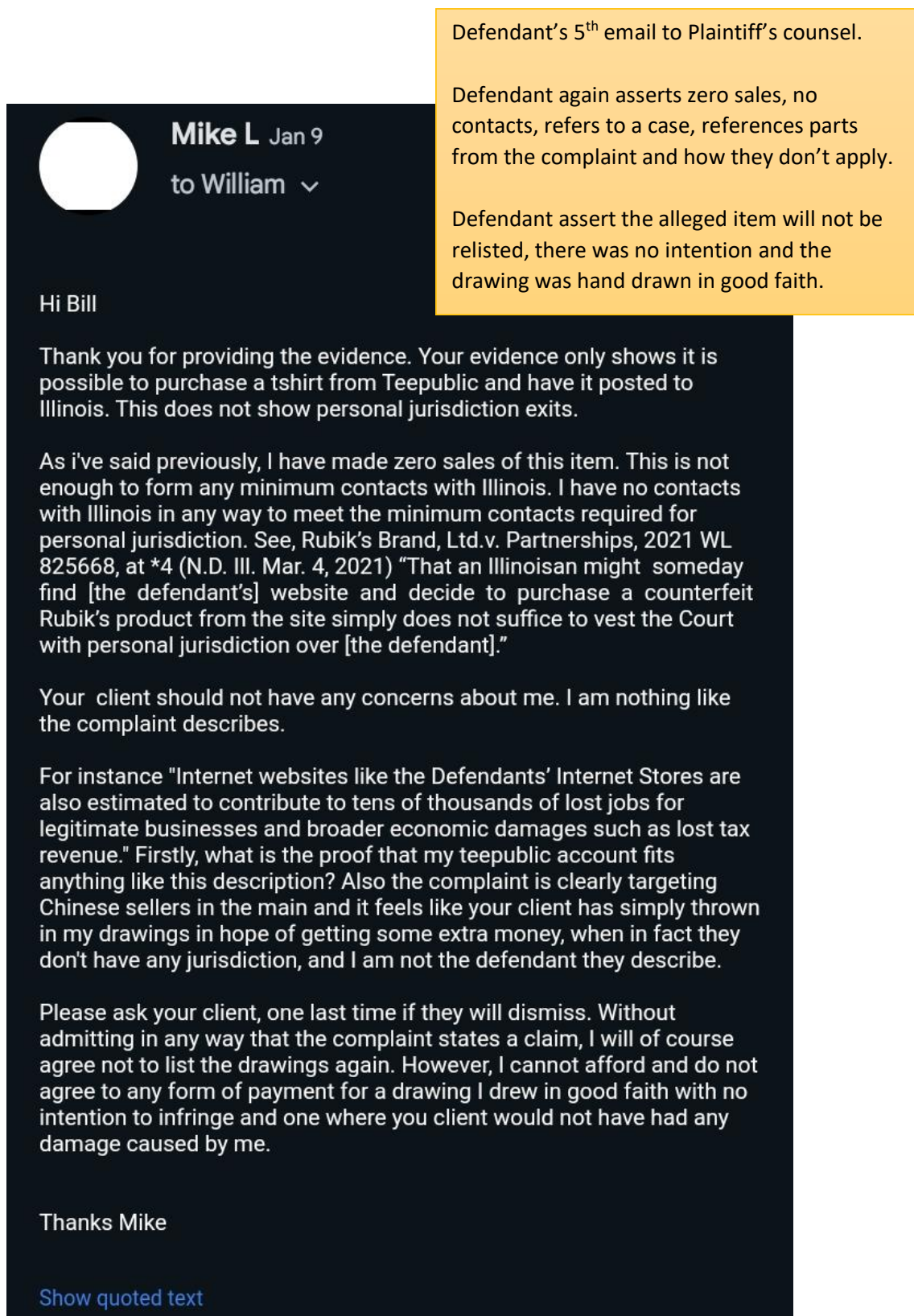



EXHIBIT D

Exhibit D
Sales / Commission Information

TeePublic Removal Report for Seller Undeadredneck[12/6/23] : Those Characters from Cleveland LLC[CONFIDENTIAL]

CONFIDENTIAL

Work ID	Work URL	Image	Design Title	Seller Username	Seller Email Address	Units Sold	Seller Earnings (USD)
29365229	http://www.teepublic.com/t-shirt/29365229		T bear	Undeadredneck	mike.t.lauzon@gmail.com	0	\$0.00

This report has been provided by TeePublic and also emailed to Plaintiff.

It show the non-infringing item's title, image, Defendant username, Defendant's email address, and the ZERO (0) sales and ZERO (0) commission earned.

EXHIBIT E

EXHIBIT E – Figure 1 PLAINTIFF’S EVIDENCE SCREENSHOTS

The evidence page is very long, and for clarity here, the screenshots on these pages have been cropped to remove whitespace and any sponsored listings which take up space.

10/8/23, 8:50 AM

T bear - 80s Tv - T-Shirt | TeePublic

Defendant's name stated as the designer

80s Tv T-Shirt Designed and Sold by Undeadredneck
A themed [core body](#) mashup design let me know what you think

Color: Asphalt

The alleged infringement as highlighted in green by Plaintiff within the description of the design.

Fit: **Male Fit**

Style: Classic T-Shirt

Size: S M L XL 2XL 3XL 4XL 5XL

Limited Edition Color: Raspberry Sorbet is available while supplies last! [View Color](#)

\$22

FREE US Shipping* for Orders \$80+
*Available to the 48 contiguous states and Washington, DC.

ADD TO CART

Don't love it? We'll fix it. For free.
TeePublic Guarantee

The image here does not show ANY trademarks or copyrighted material. It's clearly a hand drawn image. A parody for 80's fans.

More T bear Products

Hoodie Sticker Kids T-Shirt Mug

Adult Apparel
Tank Top
Crewneck Sweatshirt
Long Sleeve T-Shirt
Baseball T-Shirt

Cases & Stickers
Phone Case
Magnet

Kids Apparel
Kids Hoodie
Kids Long Sleeve T-Shirt
Baby Bodysuit

Home Goods
Wall Art
Pillow
Tote
Tapestry
Pin

Indication of how Defendant is NOT responsible for the final product.

Figure 1 - Plaintiff's Evidence Screenshots

EXHIBIT E – Figure 2 PLAINTIFF’S EVIDENCE SCREENSHOTS

This part of the screenshot shows the item specifics and description for the alleged infringing item

Figure 2 - Plaintiff's Evidence Screenshots

The screenshot displays a product page for an "80s Tv T-Shirt" on the TeePublic platform. The page includes a description, shipping information, and a list of related items. Two yellow callout boxes with red arrows provide specific annotations:

- Top Callout:** "The tags care bears, mr t and the a team, are used to communicate with consumers, indicating a mash up". Red arrows point from this box to the tags "care bears", "mr t", and "the a team" in the "Designer's Applied Tags" section.
- Bottom Callout:** "The is designed to be an 80's TV T-shirt, not a Care Bears t-shirt, and targets a specific market with it's mashup". A red arrow points from this box to the "What material is this item made of?" section.

Product Details:

- Item Name:** 80s Tv T-Shirt
- Where can I find other 80s tv designs?** In addition to 80s tv designs, you can explore the marketplace for 80s, 80s fashion, and 80s movies designs sold by independent artists.
- What material is this item made of?** 100% combed ringspun cotton. The perfect fabric for a graphic tee and the softest in the business. (Due to product availability, cotton type may vary for 2XL and 3XL sizes) [Learn More »](#)
- What USA ship methods are available?** UPS MI Domestic (6-8 Business Days), FedEx 2-Day (4-6 Business Days). [Estimates include printing and processing time. **More**](#)
- What is the Return/Exchange policy?** We want you to love your order! If for any reason you make things right. [Learn More »](#)
- More content to explore:** piglet water bottle stickers, girls trip tee shirt, bicycle logo stickers, st patricks day boys shirts, african t shirts for ladies, dad with daughters shirt, asian pacific american heritage month flag, ukraine house flag, kenya flag, irish italian shirt, bacon t shirt, first responder pine, 80s style t shirts, aruba t shirts, earth wind and fire posters.

Similar to T bear:

- Designer's Applied Tags:** 80s tv, 1980s, 80s kid, 80s retro, animation, baaheracus, bear, care bears, cartoons, mr t, retro, style, the a team, vintage, undeadredneck.
- Customers Also Search:** 80s tv hoodies, 80s tv long sleeve t-shirts, 80s, 80s fashion, 80s movies, 80scartoons, 90s, newset t-shirts.
- Share this design:** f, *, p, r, t, t.

The links above have been automatically generated based on tag usage by third-party designers on the TeePublic platform.

Footer:


- NYC TEEPUBLIC GUARANTEE EST. 2013**
- Don't love it? We'll fix it. For free.** 100% Free Exchanges. [TeePublic GuaranTee »](#) Excellent ★★★★★ ★ Trustpilot
- Subscribe to our Newsletter** For sales, exclusive content, and more! [Subscribe](#)


EXHIBIT E – Figure 3
PLAINTIFF’S EVIDENCE SCREENSHOTS
Checkout Page

Figure 3 - Plaintiff's Evidence Screenshots

10/8/23, 8:52 AM

TeePublic



 **Secure Checkout**

Shipping Info Change

1851 TOWER DR
 GLENVIEW, IL 60026-7783
 UNITED STATES

Shipping Method

☒ Standard (6-8 Business Days) (\$6.99)

☐ Ground (5-7 Business Days) (\$13.99)

☐ Expedited (4-6 Business Days) (\$19.99)


All shipping estimates include printing and processing time in business days.

Gift Option

☐ This order contains a gift.
Prices will not be included on the packing slip.


Contact Info

Email Address* (for order confirmation)






☒ Email me about TeePublic sales, offers, and the latest trends!


Phone Number





☐ Sign up for texts from TeePublic to get 20% off your next order!
By submitting this form, you agree to receive recurring automated marketing messages from TeePublic at the cell number provided when joining. Consent is not a condition of any purchase. Msg & data rates may apply. View [Terms & Privacy](#).

Payment Method

☐ VISA   

☒  **PayPal**





Two easy ways to pay

Order Details

Subtotal (1 Item)	\$22.00
Shipping	\$6.99
Estimated Tax	\$0.00
TOTAL	\$28.99

Your Cart (1 items)



T bear

Classic T-Shirt
 Male Fit | Small
 Asphalt
 Quantity: 1
 \$22.00

\$22.00

Have a gift card or coupon code?

There is no mention of Defendant on the checkout page. This is because you are purchase a product from Teepublic and Teepublic pays Defendant a commission for the design.